

PATENT APPLICATION TRANSMITTAL LETTER

TO: Mail Stop PATENT APPLICATION Attorney Docket No: 066243-0246 (139341)
 Commissioner for Patents
 PO Box 1450
 Alexandria, VA 22313-1450 Express Mail Label No. EV 431597920 US

Transmitted herewith for filing under

35 USC 111(a) and 37 CFR 1.53(b) (NEW UTILITY OR DESIGN PATENT APPLICATION)

as a new: ☒ utility or ☐ design patent application

for application entitled RESPIRATION MONITORING SYSTEM AND METHOD

and invented by: Donald E. Brodnick, et al.

Enclosed are:

1. ☒ Specification with 20 total pages (including cover sheet) having:
 - a. ☒ Claims numbered from 1 to 36
 - b. ☒ Abstract
 - c. ☒ Drawing(s) (35 USC 113) as follows:
 - (1) ☒ Formal ☐ Informal
 - d. ☒ Total sheets 4 with Figures No. 1 to 4
☒ Oath or Declaration with 3 total pages as follows:
 - (1) ☒ Newly executed and signed ☐ Unsigned
 - (2) ☐ Copy from prior application (37 CFR 1.63d) Serial No. filed on
 - (3) ☒ With Power of Attorney ☐ Without Power of Attorney
2. ☒ Assignment (Coversheet and documents)
3. ☒ Preliminary Amendment
4. ☒ Return Receipt Postcard (MPEP 503) (should be specifically itemized)
5. ☒ Application Data Sheet
6. ☐ Information Disclosure Statement
☐ PTO-1449 or Substitute ☐ Copies of Cited Documents
7. ☐ Certified Copy of Priority Document
8. ☐ Nonpublication Request under 35 USC 122(b)(2)(B)(I) Application must attach form PTO/5B/35 or its equivalent
9. ☐ Additional Enclosures as follows:

a.

b.

10. If a continuation or divisional application:

☐ continuation ☐ division ☐ continuation-in-part of prior application Serial No. filed on

☐ Cancel in this application original claims of the prior application before calculating the filing fee (at least one independent claim must be retained for filing purposes)

☐ Amend the specification by inserting before the first line: This application is a application Serial No. filed on which is hereby incorporated by reference in its entirety.

☐ Prior application information: Examiner Group Art Unit

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 1 d (2), is considered part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17364 U.S. PTO
031204

21711 U.S. PTO
10/799297

031204

11. ☒ Filing Fee calculated and transmitted:

- a. ☒ utility patent application filing fee as described below for the claims as filed less any canceled above

For	No. Filed	No. Extra	Rate	Fee
Basic				\$770
Total Claims	36 - 20 =	16	x \$18 =	\$288
Ind. Claims	6 - 3 =	3	x \$86 =	\$258
Mult. Dep.			+ \$290 =	-----
Total Filing Fee				\$1316.00

b. ☐ design patent application filing fee of \$340.00

c. ☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 50-2401 as described below. A duplicate copy of this sheet is enclosed

(1) Charge the amount of ☐ \$340.00 ☐ \$770.00 ☒ \$1316.00 for the filing fee.

(2) ☒ Credit any overpayment

(3) ☒ Charge any additional filing fees required under 37 CFR 1.16 and 1.17.

(4) ☐ Charge the Issue Fee set in 37 CFR 1.18 at the mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).

d. ☐ A check in the amount of \$ _____ for the filing fee is enclosed.

e. ☐ The required filing fees are not enclosed but will be submitted in _____ response to the Notice to File Missing Parts of Application.

Date: March 12, 2004

Attorney Name: David G. Luetngen

Reg. No. 39,282

Attorney Signature 

Phone: (414) 297-5769 Fax: (414) 297-4900

Email: _____

12. Correspondence Address:

☒ Customer Number or Bar Code label

Or ☐ Correspondence Address below

Customer No.: 33679

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 as Express Mail No. EV 431597920 US on March 12, 2004 and is addressed to Mail Stop PATENT APPLICATION, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Name: Roberta A. Cooper	Date: 03/12/04
Signature: 	